

RENTON CITY COUNCIL

Regular Meeting

July 20, 1998 Council Chambers
Monday, 7:30 p.m. Municipal Building

MINUTES

CALL TO ORDER

Mayor Jesse Tanner led the Pledge of Allegiance to the flag and called the meeting of the Renton City Council to order.

ROLL CALL OF COUNCILMEMBERS

BOB EDWARDS, Council President; TONI NELSON; KATHY KEOLKER-WHEELER; DAN CLAWSON; KING PARKER; TIMOTHY SCHLITZER. MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL EXCUSE ABSENT COUNCILMAN RANDY CORMAN. CARRIED.

CITY STAFF IN ATTENDANCE

JESSE TANNER, Mayor; JAY COVINGTON, Chief Administrative Officer; DAVID DEAN, Assistant City Attorney; ZANETTA FONTES, Assistant City Attorney; MARILYN PETERSEN, City Clerk; VICTORIA RUNKLE, Finance & Information Services Administrator; MICHAEL KATTERMANN, Director of Neighborhoods & Strategic Planning; GLENN KOST, CIP Project Manager; AUDREY MOORE, Community Program Coordinator; JIM SHEPHERD, Community Services Administrator; SYLVIA ALLEN, Recreation Director; DEREK TODD, Finance Analyst; PATRICIA BENSON, Recreation Supervisor; BETTY NOKES, Economic Development Director; CHIEF GARRY ANDERSON, Police Department.

PRESS

Elizabeth Parker, *Renton Reporter*

APPROVAL OF COUNCIL MINUTES

MOVED BY EDWARDS, SECONDED BY PARKER, COUNCIL APPROVE THE MINUTES OF JULY 13, 1998, AS PRESENTED. CARRIED.

SPECIAL PRESENTATIONS Police Department Volunteer Recognition

Chief of Police Garry Anderson and Community Program Coordinator Audrey Moore presented a plaque of appreciation to Police Department volunteer Fern Freeman, who has donated more than 1500 hours in service to the department. Chief Anderson noted that Mrs. Freeman, who has volunteered as a receptionist for the detective unit for over nine years, was chosen as the department's volunteer of the third quarter in 1997.

Parks New Family Aquatic Center

Jim Shepherd, Community Services Administrator, introduced Sylvia Allen, newly appointed Recreation Director.

Glenn Kost, CIP Project Manager, reported that in response to the impending closure of the Henry Moses pool in 1997, Mayor Tanner appointed a 19-member task force to develop a recommendation on the future of a public swimming pool in Renton. The task force included representatives from the business community, the Park Board, the City Council, the Renton School District, competitive swimming interests and citizens at large.

Last December, the task force recommended that the City construct a new \$4 million family aquatic center in Cedar River Park (just north of the Renton Community Center). Key features include water toys, a small water slide, a rapids channel, a zero depth area and a bathhouse. The City Council adopted the recommendation of the task force and directed that the Finance Committee develop a financing plan for the project. The Committee considered several financing options before suggesting that the City conduct a survey to determine the public's interest in replacing the Henry Moses Pool as well as its willingness to pay for such a facility with additional taxes.

Mr. Kost relayed the results of the survey, which concluded after a random sampling that Renton voters support construction of a new aquatic facility by a 69% to 24% margin, even after being informed that it could cost up to \$10 year in additional taxes. Describing the projected financial impact on the average Renton household (\$150,000 assessed value), Mr. Kost explained that because the bonds for Gene Coulon Memorial Beach Park will soon be retired (in 2000), Renton citizens could gain a new public pool without increasing the excess levy rate they currently pay for parks facilities. In fact, the excess levy rate would fall from \$0.33 to \$0.23 per \$1,000 assessed valuation in 2001 and would continue to periodically decline thereafter before stabilizing at \$0.05 per \$1,000 assessed valuation in the final nine years of the 20-year bond issue.

Concluding, Mr. Kost said staff recommends that the City construct an outdoor family aquatic center in Cedar River Park, and that staff be directed to draft a resolution calling for a special election this fall asking voters to approve a \$4 million bond for design and construction of the facility.

Responding to Councilmember Keolker-Wheeler, Mr. Kost said the Administration and the task force both recommend that the facility be built at Cedar River Park rather than the Narco site because access to Narco is problematic. Additionally, the Cedar River Park site is already improved (with water and sewer hook-ups, etc.) and an estimated 450 parking spaces are already available. Mr. Kost emphasized that the aquatic facility can be constructed without eliminating the existing baseball or soccer fields.

Mrs. Keolker-Wheeler asked if someone has been named to head the bond campaign. Mayor Tanner replied that Alicia Lynch, assistant manager for the Renton Holiday Inn Select, has volunteered to chair the bond committee. He added that the Administration recommends going to voters in November rather than September because of the latter's short timeframe.

**MOVED BY PARKER, SECONDED BY SCHLITZER, COUNCIL
SUSPEND THE RULES AND ALLOW AUDIENCE COMMENT ON THIS
SUBJECT AT THIS TIME. CARRIED.**

Ed James, 156 Whitman Ct. NE, Renton, 98059, stated his support for the proposed aquatic facility as he felt it was important for children, families and seniors to have opportunities for affordable recreation. He especially appreciated the plan to construct a pool 50% larger than the Henry Moses Pool, since Renton's population is growing.

Marjorie Richter, 300 Meadow Ave. N., Renton, 98055, preferred that the bond issue be sought this fall instead of early next year. She suggested it would be better to act sooner rather than later to take advantage of the proposal's popularity with voters, as evidenced by the phone survey performed last month.

Don Jacobson, 3741 Park Ave. N., Renton, 98056, said although a new public swimming pool would be a valuable asset for the City, he felt it would be better to construct an enclosed facility that would receive more use year-round.

In response to Councilmember Keolker-Wheeler, Mr. Kost said current parking and the ballfield would both be lost if anything other than a small lap pool were added to the Renton Community Center building. He added that the issue of an indoor vs. an outdoor facility was discussed at length, with the estimated \$6 to \$8 million cost of an enclosed facility being one of the deciding factors for the lesser-expensive outdoor pool.

Council President Edwards favored seeking voter approval in November, when people are more likely to cast ballots.

MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL APPROVE THE RECOMMENDATION OF THE ADMINISTRATION AND THE TASK FORCE THAT THE CITY CALL FOR A SPECIAL ELECTION IN NOVEMBER, 1998 TO ASK VOTER APPROVAL OF AN EXCESS LEVY TO DESIGN AND CONSTRUCT A \$4 MILLION FAMILY AQUATIC CENTER, AS DESCRIBED. CARRIED.

PUBLIC HEARING
Legal Adult Retail Uses
Moratorium

This being the date set and proper notices having been posted and published in accordance with local and State laws, Mayor Tanner opened the public hearing to consider extending the moratorium on adult retail uses within certain geographical locations.

Zanetta Fontes, Assistant City Attorney, explained that staff is currently investigating the existence of negative secondary effects attributable to adult retail uses. Extending the moratorium would give staff time to research new court cases and studies that might be of interest or use in drafting an ordinance regulating these types of businesses. For example, court cases involving the cities of Aurora, Colorado and Rochester, New York presumably make it easier to apply studies on the negative secondary effects of adult uses to all adult retail businesses. Additionally, one relatively recent study found that there is no way to encourage increased value of commercial properties for a variety of businesses that are located adjacent to an adult use.

Ms. Fontes added that staff is also continuing discussions with other jurisdictions regarding possible regulations. She said in the last six months, no applications were made to the City for an adult retail use that would have been affected by the moratorium.

Audience comment was invited.

Allen Stowers, 4871 - 20th Ave. S., Seattle, objected to the fact that an adult bookstore is located in the Highlands in proximity to an elementary school. Noting that every young person's formative years are important, he said as an instructor at a local community college he observes first-hand the problems that early exposure to pornography can contribute to. He encouraged Council to extend the moratorium as proposed.

Heidi Carlson, 806 Index Ct. NE, Renton, 98056, expressed appreciation for enactment of this moratorium, and asked that it be extended. Reporting that she and others have been picketing the adult bookstore in the Highlands for a

full year now, she expressed their determination to continue picketing as long as the business remains open.

Alicia Hotchkiss, 1201 Anacortes Ave. NE, Renton, 98059, stated her appreciation for the moratorium and asked that it be extended for another six months.

Geri Warner, 2207 NE 7th St., Renton, 98056, said many children walk by the adult bookstore in the Highlands on their way and from to school, and cannot avoid its negative effect. She requested that the moratorium be extended and the store relocated.

Dwight Peterson, 3009 NE 9th, Renton, WA, 98056, reported that the door to the adult bookstore is often left propped open, allowing passersby (including children) to see inside. He felt that the business contributed nothing positive to the Highlands area and does, in fact, reduce nearby property values. He supported extending the moratorium.

Gale Wright, 1033 Sunset Blvd. NE, Renton, 98056, supported extension of the moratorium and hoped that the adult bookstore in the Highlands would not be grandfathered under any new regulations adopted by the City.

Carole Thiele, 1151 Redmond Ave. NE, Renton, 98056, wanted Renton's adult entertainment regulations extended to adult retail uses such as adult bookstores. She also suggested that these uses not be allowed within 1,000 feet of each other, which cities such as Black Diamond prohibit.

Phillip Beckley, 655 Ferndale Ct., Renton, WA, 98056, felt that adult retail uses should not be able to locate within one-half mile of schools or 1,000 feet of residences and churches. He noted that the current adult bookstore in the Highlands is 389 feet from an elementary school, 450 feet from a church and 150 feet from personal residences. Mr. Beckley was also concerned that this business not be grandfathered in any new regulations. He submitted materials associated with the adult bookstore that were found in the adjacent parking lot, including a pornographic video discovered by two 12-year-old boys in the early evening hours.

Don Beech, 836 Index Ct. NE, Renton, 98056, introduced himself as a former volunteer for a men's prison which housed primarily sex offenders. He said many of the convicts confessed to him that pornography headed them in the negative direction their lives took.

There being no further public comment, it was **MOVED BY PARKER, SECONDED BY EDWARDS, COUNCIL CLOSE THE PUBLIC HEARING. CARRIED.** (See page 248 for resolution.)

MOVED BY KEOLKER-WHEELER, SECONDED BY CLAWSON, COUNCIL EXTEND THE MORATORIUM ON ADULT RETAIL BUSINESSES IN CERTAIN GEOGRAPHICAL LOCATIONS FOR ANOTHER SIX MONTHS. CARRIED.

Responding to Council President Edwards, Assistant City Attorney Fontes asserted that the City would not have to exempt, or grandfather, current businesses from complying with any new regulations it may adopt on adult retail uses. If negative secondary effects are proven, a business could be compelled to stop operating.

RECESS

MOVED BY EDWARDS, SECONDED BY KEOLKER-WHEELER, COUNCIL RECESS FOR FIVE MINUTES. CARRIED. Time: 8:52 p.m.

The meeting was reconvened at 8:57 p.m.; roll was called; all Councilmembers present.

ADMINISTRATIVE REPORT

Chief Administrative Officer Jay Covington reviewed a written administrative report summarizing the City's recent progress towards goals and work programs adopted as part of its business plan for 1998 and beyond. Items noted included:

- * Fourteen members of the Recreation Division's Youth Track Team competed at the state meet in Wenatchee, with four emerging as finalists within their age group and event.
- * Housing Repair Assistance Program staff have coordinated several community volunteer projects for minor home repair and maintenance.
- * The Fire Department will take delivery of a new pumper vehicle within the week. The Department is currently soliciting bids for a new aid car.

CONSENT AGENDA

Items on the consent agenda are adopted by one motion which follows the listing.

Appointment HR&RM Administrator

Mayor Tanner appointed Donna Allen as the Human Resources & Risk Management Administrator, Grade 43, Step B, effective August 3, 1998. Council concur.

CAG 98-090, Wms & Wells Aves Bridges Painting, A&A Coatings

City Clerk reported bid opening on 7/15/98 for CAG-98-090, Williams Ave. Bridge and Wells Ave. Bridge Painting; four bids; project estimate \$141,000; and submitted staff recommendation to award the contract to the low bidder, A&A Coatings, Inc., in the total amount of \$96,417. Council concur.

CAG 98-088, Renton City Jail, CEC Inc

City Clerk reported bid opening on 7/08/98 for CAG-98-088, Renton City Jail; seven bids; project estimate \$2,424,340 (base bid); and submitted staff recommendation to award the contract to Construction Enterprises & Contractors, Inc., in the total amount of \$2,489,393 (base bid and alternate #E1). Council concur.

Park Board Park Rules Change re Watercraft Violations

Community Services Department submitted recommendation of the Park Board to amend the Parks Rules and Regulations to allow ticketing of boats and other watercraft. Refer to Community Services Committee.

EDNSP Port Quendall Workplan, Exponent, CAG-98-

Economic Development, Neighborhoods and Strategic Planning Department recommended approval of an amendment to a contract with Exponent in the amount of \$166,100 for negotiation services and creation of a remedial process workplan related to the Port Quendall project. Refer to Finance Committee.

EDNSP Community Marketing Campaign, Hamilton/Saunderson, CAG-98-

Economic Development, Neighborhoods and Strategic Planning Department requested approval of a contract in the amount of \$100,000 with The Hamilton/Saunderson Marketing Partnership for design, production and implementation of a comprehensive, fully integrated community marketing campaign. Refer to Finance Committee.

LID 332, Segregation (Oakesdale Ave S/S 7th St), City Property Purchase

Legal Department recommended approval of a resolution segregating assessments in LID No. 332, located in the vicinity of Oakesdale Ave. S. and S. 7th St., due to the City's purchase of property for which it has agreed to assume a pro rata share of the LID assessment. Refer to Finance Committee.

Municipal Court Hiring of Court Administrator at Step D

Municipal Court requested authorization to fill the vacant Municipal Court Administrator position at Step D of the salary range. Refer to Finance Committee.

Public Works Maplewood Creek Fish Channel, Fund Transfer

Surface Water Utility requested authorization to transfer \$650,000 from the NE 10th St./Anacortes Ave. NE project and the NE 10th St./Monroe Ave. project to the Maplewood Creek Fish Channel project. Refer to Utilities Committee.

CAG 97-001, Cedar River Utility Xing Schedules C&D, DDJ Const

Water Utility Division submitted CAG-97-001, Cedar River Utility Crossing Schedules C & D; and recommended approval of the project, authorization for final pay estimate in the amount of \$8,203.10, commencement of 60-day lien period, and release of retained amount of \$30,745.04 to D.D.J. Construction Inc., contractor, if all required releases are obtained. Council concur.

MOVED BY EDWARDS, SECONDED BY PARKER, COUNCIL APPROVE THE CONSENT AGENDA AS PRESENTED. CARRIED.

CORRESPONDENCE
Citizen Comment Olson - Rainier Christian Schools Fee Waiver Request

Correspondence was read from Glenn M. Olson, Business Administrator for Rainier Christian Schools, 1215 Central Ave. S. Suite 120, Kent, WA, 98032, requesting that the City waive the \$2,200 fee for a new conditional use permit needed for site improvements at the Highlands Christian School campus.

MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL REFER THIS LETTER TO THE COMMUNITY SERVICES COMMITTEE. CARRIED.

Citizen Comment Carlson - Waste Receptacles in the Highlands

Correspondence was read from Heidi Carlson, 806 Index Ct. NE, Renton, 98056, suggesting specific locations for City-installed and maintained waste receptacles in the Highlands to assist with community beautification efforts. MOVED BY NELSON, SECONDED BY PARKER, COUNCIL REFER THIS LETTER TO THE COMMUNITY SERVICES COMMITTEE. CARRIED.

OLD BUSINESS**Committee of the Whole**

Regional Issues SCA
Regional Finance &
Governance Policy

Council President Edwards presented a report regarding the Suburban Cities Association's (SCA) revised proposal on Regional Finance & Governance. The Committee of the Whole recommended that the City Council approve the revised proposal and direct the Administration to send a letter to the Suburban Cities Association expressing the Renton City Council's position. At its last briefing on Regional Finance & Governance, the Committee directed the Administration to determine a means for amending the West Hill potential annexation area boundary. The Committee recommended that the Council concur in the Administration's recommendation and proceed immediately and expeditiously with an emergency amendment to the City's Comprehensive Plan removing that area of West Hill in unincorporated King County, excluding the pre-zone area currently under review by City staff. MOVED BY EDWARDS, SECONDED BY PARKER, COUNCIL CONCUR IN THE COMMITTEE REPORT. CARRIED.

Councilmembers suggested that the letter to the Suburban Cities Association be signed by both Mayor Tanner and Council President Bob Edwards.

**ORDINANCES AND
RESOLUTIONS****Resolution #3338**

Legal Adult Retail Uses
Moratorium

The following resolution was presented for reading and adoption:

A resolution was read extending a moratorium on the permitting of adult book stores, as defined, within specific geographical areas, and establishing a termination date of January 20, 1999 for the moratorium. MOVED BY EDWARDS, SECONDED BY KEOLKER-WHEELER, COUNCIL ADOPT THE RESOLUTION AS PRESENTED. CARRIED.

The following ordinance was presented for second and final reading:

Ordinance #4733

Airport Budget
Amendments for Capital
Improvement Projects

An ordinance was read providing for 1998 Budget amendments in the amount of \$790,000 for capital improvement projects for the Renton Municipal Airport. MOVED BY EDWARDS, SECONDED BY SCHLITZER, COUNCIL ADOPT THE ORDINANCE AS PRESENTED. ROLL CALL: ALL AYES. MOTION CARRIED.

NEW BUSINESS

Council Meeting
Cancellations (8/03/98 &
8/10/98)

MOVED BY EDWARDS, SECONDED BY NELSON, COUNCIL CANCEL ITS REGULAR AND COMMITTEE OF THE WHOLE MEETINGS OF AUGUST 3, 1998 AND AUGUST 10, 1998. CARRIED.

Public Works Stevens Ave
NW/Taylor Ave
Overgrown Area

Councilmember Keolker-Wheeler relayed an inquiry from a citizen regarding property on Stevens Ave. NW off of Taylor. The request is that the property owner--whether the City or a private party--be notified of its overgrown condition. Mrs. Keolker-Wheeler suggested that if the property belongs to the City, it might make sense to vacate it since it is not being put to public use.

Public Works Wiley Post

Mrs. Keolker-Wheeler noted a citizen comment that the

Memorial Overgrown Area	Renton Chamber of Commerce property, including an adjacent memorial site dedicated to Will Rogers and Wiley Post, also needs to be cleaned up.
Executive All-American City Status Request	Mrs. Keolker-Wheeler requested an update on the City's endeavor to obtain All-American City status by its centennial in 2001.
Development Services 84th/125th Short Plat Status	Mrs. Keolker-Wheeler inquired if a planned single family development at 84th and 125th has been formally approved.
Public Works Street Cleaning Schedule	Noting the need to maintain a clean image for the City, Mrs. Keolker-Wheeler said several people have expressed concern that the streets are not being swept on a frequent basis.
ADJOURNMENT	MOVED BY PARKER, SECONDED BY EDWARDS, COUNCIL ADJOURN. CARRIED. Time: 9:23 p.m.

MARILYN J. PETERSEN, CMC, City Clerk

Recorder: Brenda Fritsvold
7/20/98